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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 GEORGE MERCIER, } 2:06-cv-01171-BES-RL
10 Plaintiff, }
11 v. } **ORDER**
12 THE UNITED STATES DISTRICT }
13 COURT, *et al.*, }
14 Defendants. }
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16 Before the Court is the Report and Recommendation of the United States
17 Magistrate Judge (#3) ("Recommendation") entered on March 19, 2007, in which the
18 Magistrate Judge recommends that this Court enter an order denying Plaintiff's Application to
19 Proceed *In Forma Pauperis* (#1) and dismissing the action with prejudice. No objections have
been filed.

20 The Court has conducted a *de novo* review of the record in this case, considering fully
21 all relevant matters of record pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 3-2.¹
22 After a review and determination in accordance with the requirements of 28 U.S.C. § 636 and
23 applicable case law, and good cause appearing,

24 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and
25 Recommendation (#3) entered on March 19, 2007, is adopted and accepted without
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27 ¹The Court notes that Magistrate Judge Johnston recused himself from this matter after entering
28 his Report and Recommendation (#3). However, the review of Magistrate Judge Johnston's order being
de novo, the Court finds no reason to refer the matter to newly assigned Magistrate Judge Leavitt.

1 modification. Thus, in accordance with the Report and Recommendation, Plaintiff's
2 Application to Proceed *In Forma Pauperis* (#1) is DENIED, and this action is DISMISSED with
3 prejudice.

4 IT IS SO ORDERED.

5 DATED: This 20th day of June, 2007.

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UNITED STATES DISTRICT JUDGE